App. F. IX-4

Previous References

192)-28 (Law)

File No. 59-27

Serial Nos. 1—5

P

Later References
Law 90-31-1-5

Preserved

General and Revenue Secretariat.

Serial Nos. Nine

Part B for Sept 28.

SUBJECT

A.J. 1992-28. Sri Rama Sarma. Rama Chandra Devara temple Inst. by replacement of pois & others a/ancl. Govt. of myst me

---

D. No. P.P. Shimoga
1793 & 22-9-28
Returned for further details & Explanation
& the Copy of the Plaint.

D.I. Agraharam
17.1.29

GENERAL AND REVENUE SECRETARIAT.

NOTES.

File No. 9

FILE HEADING.

Sri Samagodu Ramachandra devaru temple

Suit (O.S. 19 of 27-28) in the District Court, Shimoga, by Venkataramana Jois & others against Govt of Mysore

FROM

The District Judge, Shimoga.

No. 1262-1263 Dated 5-6-28 Received 9-6-28

Diary No.	Enclos.	Spare copies	Serial No. 1

BRIEF ABSTRACT OF LETTER.

Forwarding Summonses & show cause notices with copies of plaint & application filed by plaintiffs in the above suit.

NOTES AND ORDERS.

lands belonging to a

The suit is for possession of a temple called Sri Samagodu Ramachandradevaru temple, and ~~the~~ for mesne profits and for an injunction restraining the defendant from interfering with the plaintiffs' possession of the temple and the deity & for costs. The plaintiffs allege

NOTES—First Sheet.

2

5839

App. F. III—2]

General and Revenue Secretariat. | File No. of 192 .

Serial No.

that the temple is a private family temple gifted by one Ramathayya to the plaintiffs ancestors & that the lands similarly were the private acquisition of the said Ramappa & gifted to the plaintiffs' ancestors who are in possession from 1740 onwards & that the defendant ~~is~~ has taken over possession of the lands & is trying to have possession of the temple on the erroneous assumption that it is a Public Institution.

The plaintiffs have also files an appl^{n} under order 40 rule 1 & 2 C.P.C praying that so far as items II a to f are concerned, they may be directed to remain in possession in which they are at present and direct stay of any disturbance of the status. It is alleged here & in the affidavit that the Govt have only the right of cultivation in the plaint schedule lands but that actual possn of II a to f are still with the plaintiff.

The suit is posted to 10th July 1928 & the hearing of the appl^{n} to 14th June 1928.

The Public Pr:, Shimoga, may be directed to appear for the defendant and take instructions from the deputy Commissioner, Shimoga

Submitted for orders.

9.6.28

P. P. may be asked to appear on behalf of Govt

2nd June

8/6

9/6

Yes

11.6.28

7149

14/6

NOTE—Contn. Sheet.

WD 01714—GPB—30,000—18-4-28

6186.

1257/24 4

O.S. 19 of 27-28 / Dist. Shimoga

App. F. III—2]

General and Revenue Secretariat.

Law File No. 59 of 1927.

Serial No.	
	Letter No: 250 dated 22 June 28 from PP. Shimoga in re O.S. 19 of 27-28 Dt. Ct. Shimoga, suit relating to Sri Ramapoda Ramachandrasami Devaru at Tirthahalli — Intimates that as the Dt. Ct was engaged in Sessions at Chikmagalur, the case is adjd to 28 June 1928 & that the PP. wants the receiver appt & also send to this office a draft W.S. statement after taking instructions from D.C. Shimoga.
	Submitted for perusal
	DRM 25/6/28 Secy 26/6
	Sen 27-6-
	DRM 26/6/28
4	Letter from PP. Shimoga No: 87 dated 15.9.28 forwarding a WS for approval & signature of Ch Secy.
	The WS is prepared under instructions from the Amildar, Tirthahalli Taluk. Covers all the points raised in the plaint & may be approved. It may kindly be sent to Ch Secy for signature
	DRM 18.9. L-R) 18/9 Ch Secy with compts 20/9

+ after approval by the L-R.

CHIEF SECRETARY. 20 SEP. 1928

NOTE—Contn. Sheet if any.

Attested & Forwarded

WD 01714—GPB—30,000—18-4-28.

Law 20/9 Sent to PP. 21/9

O.S. 1961/27 — Object Shamoka 5

App. F. III—2]

General and Revenue Secretariat.

Land File No. 57 of 1927.

Serial No.

Draft of letter to P.R. returning Maint copy & W.S. put up for approval

MM
25/9/28

MM
27/9

5

To The P.R. Shamoka.

1793 of 22/9/28

Returns the written statement duly signed by the Ch. Secy + the copy of the plaint sent.

Sus MM 29/9/28

B MM 1.10.28

NOTE—Contn. Sheet.

WD 01714—GPR—30,000—18-4-26

5846/27

Notice to show cause.
General form.
Form No. 71, (Civil).

sl 1

IN THE COURT OF The Dist. Judge AT S h i m o g a.

Original SUIT NO. 19 OF 1927 —1928.

Venkataramana Jois, and others. Applicant. } *Vs.* {Govt. of Mysore Opponent.

To The Chief Secretary, to the Government of Mysore.

Whereas the abovenamed petitioners (plaintiffs) has made application to this Court that the Plffs. therefore pray that in so far as these ~~xx xxx~~ schedule properties are concerned they may be directed to remain in the possession in which they are at present and direct stay of any disturbance of the status. You are hereby warned to appear in this Court in person or by a Pleader duly instructed on the 14th day of J u n e 1928 at 11 o'clock in the forenoon, to show cause against the application, failing wherein, the said application will be heard and determined *ex parte*.

Given under my hand and the seal of the Court, this 2nd day of J u n e 1928.

By Order

M. R. Srinivasa Rao Judge.

Sheristedar.

WD 01494—GPB—5,837—18-5-25

Summons for settlement of issues (O. 5, rr. 1, 5). Form No. 2, Civil.

In the Court of THE DIST. JUDGE at SHIMOGA.

Original Suit No. 19 of 1927-1928.

Venkataramana Joi:, and others. PLAINTIFF } vs. { Government of Mysore. DEFENDANT.

To The Chief Secretary, to the Government of Mysore.

WHEREAS the Plaintiffs has instituted a suit against you for the relief noted in the plaint copy herein enclosed. you are hereby summoned to appear in this Court in person, or by a pleader duly instructed, and able to answer all material questions relating to the suit, or who shall be accompanied by some person able to answer all such questions, on the 10th day of July 1928, at 11 o'clock in the fore- noon, to answer the claim; and you are directed to produce on that day all the documents upon which you intend to rely in support of your defence.

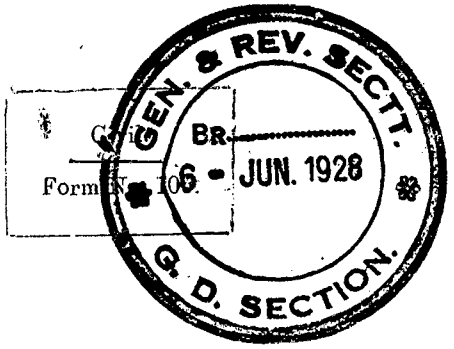
Take notice that, in default of your appearance on the day before mentioned the suit will be heard and determined in your absence.

Given under my hand and the seal of the Court, this 2nd day of June 1928.

By Order
H. R. Sivasankara Rao
Sheristedar.
Judge.

Notice.—1. Should you apprehend your witnesses will not attend of their own accord, you can have a summons from this Court to compel the attendance of any witness, and the production of any document that you have a right to call on the witness, to produce, on applying to the Court and on depositing the necessary expenses.

2. If you admit the claim, you should pay the money into Court together with the costs of the suit, to avoid execution of the decree, which may be against your person or property or both.



5839 p82

1262-1263

5/6

3

From June, 1928.

P. Mahadevayya, Esq., B.A., B.L.,
District Judge, Shimoga Dn.
SHIMOGA.

To The Chief Secretary,
to the Govt. of Mysore.

Sir,

I have the honor to forward herewith show cause Notice & Summons, in duplicate in Original Suit No. 19 of 1917/28 in the file of this Court, and to request that you will be so good as to cause the duplicate to be served on you and the original returned to this Court with due endorsement of service thereon, on or before the date of hearing. 14th June 1928.

Deft,

A sum of Rs. - - - is herewith sent, being witness bat

I have the honor to be,

Sir,

Your most obedient servant,

Mahadevayya

District Judge.

A, P. F. VI. Gl]

SUBJECT.....

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Section P7170

File No. Law

Serial No. 2 enclosures 2/

No. Plaint Appl^n &c^

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the 192 .

To The Public Prosecutor.....
Shimoga.

Date of issue 12/6/28

Signed by Nim N.S.

Sir,

~~In sending for you herewith~~
I have the honour
~~I am directed~~ to request
you to appear on behalf of
the Government of Mysore
in ~~the~~ O.S. 19 of 27-28 in the
Judge's
District Court Shimoga, which is
a Suit filed by Venkataramana
Jois & others ~~regarding~~ against
the Govt of Mysore regarding
the Sri Samagodu Rama
at Kota Taluk
Chandraswami temple,

over

List of enclosures.....

Copied by .....

Examined by .....

The plaintiffs have filed an application under order 40 rule 142 of the C.P. Code, copy of which is herewith sent. The ~~hearing of this application~~ is posted to 14-6-28 to hear the application and the suit is posted to 10-7-28 ~~for defence~~. You are required to take necessary instructions from the Deputy Commissioner, Shimoga, ~~and the written statement~~ and send prepare a draft written statement for approval & signature of the chief secretary -

I have etc.

for
Legal Rr
& Secy to Govt
Lawdepth

9.6.28

6106

No. 250. SHIMOGA,

Dated 22nd. June, 1928

From

N. SESHA SASTRI, ESQ., B. A., B. L.,
Public Prosecutor.
SHIMOGA DIVISION.

To

The Secretary to the Government of
His Highness the Maharaja of Mysore,
Law Department, Bangalore.

Sir,

I have the honor to acknowledge receipt of your letter No.P. 7170/Law dated 12-6-1928 together with its enclosures regarding the suit filed by Venkataramana Jois and others against the Government of Mysore in O.S. 19/27-28 in the District Court here. The applications under Order XL Rules 1 and 2 was not heard on 14/6/28 as the Court was engaged in a Sessions Case at Chikmaglur and the hearing of the application is adjourned to 28-6-28. I shall oppose the application on that day. I will also prepare a draft written statement taking instructions from the Deputy Commissioner, Shimoga and send the same for approval and signature of the Chief Secretary to Government.

I have the honor to be,
Sir,
Your most obedient servant,

N.S. Krishnamurthi

For Public Prosecutor, Shimoga Division.

1257
p 328

No. 87.

Encl. 2.

SHIMOGA,

Date 15th. September 1928.

From

N. SESHA SASTRI, ESQ., B. A., B. L.,
Public Prosecutor,
SHIMOGA DIVISION.

To

The Secretary to Government,
Law Department, Bangalore.

Sir,

Re O.S. 19/27-28, District Judge's Court, Shimoga (Venkataramana Jois Vs Government)

With reference to your letter No. P. 7170/Law dated 12-6-1928, I have the honor to state that the above suit is posted to 24th. September, 1928for the production of our written statement. I have taken instructions from the Amildar, Tirthahalli Taluk who was deputed by the Deputy Commissioner, Shimoga and prepared the draft of the written statement. As required ~~by~~ in the letter under reference, I herein enclose the draft for your kind perusal and approval. I also enclose copy of the plaint for information. I request you to kindly return the draft to me with such modifications as you deem fit to make so that I may prepare the fair and send it on to you for the signature of the Chief Secretary. If, however, you consider that no alterations are necessary, the same may be got signed and verified by the Chief Secretary and returned to me with the copy of the enclosed plaint. As the date of hearing is nearing, the matter may be kindly treated as urgent.

An objection statement has been filed by me with regard to the applications of the plaintiff for the issue of temporary injunction. The same will be heard and disposed of after the written statement is filed.

I have the honor to be,
Sir,
Your most obedient servant,
N. Sesha Sastri

Public Prosecutor,
Shimoga Division

APP. F. VI. Gl.]

8

SUBJECT.....

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Section

File No.

Seria No. 5

No. 1793 (2)

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the *192*

To

The Public Prosecutor

Shimoga.

Date of issue 22/9/28

Signed by

Sir,

With reference to your letter No 87 dated 15th September 1928. Regarding O.S. 19 of 27-28 in the District Court Shimoga, I am directed to return herewith the written statement duly signed by the Chief Secretary. The copy of the plaint sent with your letter is also returned.

I have &c

for Secy to Govt

Law Dept

List of enclosures.....

Copied by.....

Examined by.....

22/9/28

over

WD 0562—GPB—31,000—17-8-25